

R E M A R K S

This is in response to the Office Action that was mailed on May 5, 2003. Non-elected claims 13-22, 29-32, and 35 have been cancelled, without prejudice to their reassertion in this or a continuing application. Claims 23 and 33 have been recast in independent form. New claim 36 is based upon claim 23, modified as per claims 14, 15, and 19. New claim 37 is based upon claim 23, modified as per claims 14 and 20 and lines 26-28 on page 2 of the specification. New claim 38 is based upon claim 33, modified as per disclosure in the specification, from line 28 on page 3 through line 12 on page 4. New claim 39 is based upon working Example 3. New claim 40 is based upon working Example 4. No new matter is introduced by this Amendment. Claims 23-28, 33, 34, and 36-40 are in the case.

In response to the requirement for restriction, Applicants elect the invention identified by the Examiner as Group V. In response to the requirement for election of a single stress-sensitive regulatory sequence species, Applicants elect the heat shock promoter species.

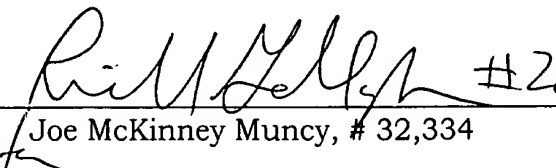
If the Examiner has any questions concerning this application, the Examiner is requested to contact Richard Gallagher, Registration No. 28,781 at (703) 205-8008.

Pursuant to the provisions of 37 C.F.R. §§ 1.17 and 1.136(a), the Applicants hereby petition for an extension of three (3) months to September 5, 2003, in which to file a reply to the Office Action. The required fee of \$465.00 is enclosed herewith.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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